

Bills Signed

The President signed, in the presence of the Senate, after their captions had been read, the following enrolled bills:

S. B. No. 24, A bill to be entitled "An Act amending Article 6204, Article 6221, and Article 6227 of the Revised Civil Statutes of 1925, as same have been heretofore amended, providing for the assessment and collection of a tax to pay, and the payment of pensions to veterans and their widows, and for the payment of a mortuary warrant; etc.; and declaring an emergency."

S. B. No. 126, A bill to be entitled "An Act amending Article 7151 of the Revised Civil Statutes of Texas, 1925, providing for the partial release from liability for all ad valorem taxes for the year 1943 and subsequent years where property is acquired by purchase or condemnation by the United States Government or any tax exempt instrumentality thereof; providing for the repeal of all conflicting laws; and declaring an emergency."

Adjournment

Senator Martin moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

The motion prevailed.

The Senate, accordingly, at 12:05 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

FORTY-NINTH DAY

(Thursday, April 8, 1943)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Mauritz
Brownlee	Metcalfe
Cotten	Moffett
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Stone
Lanning	Sulak
Lovelady	Vick
Martin	Weinert

The President announced that there was not a quorum of the Senate present, only 20 Members having answered to their names.

Senator Shivers moved a call of the Senate for the purpose of securing and maintaining a quorum, and the call was not duly seconded.

Senators Chadick, Moore, York, and Beck appeared in the Senate Chamber and were announced present.

A quorum of the Senate was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leaves of Absence Granted

Senator Winfield was granted leave of absence for today and indefinitely on account of important business, on motion of Senator York.

Senator Bullock was granted leave of absence for today on account of illness, on motion of Senator Lovelady.

Reports of Standing Committees

Senator Moffett submitted the following reports:

Austin, Texas,
April 8, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred H. B. No. 642, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass but that the Committee substitute pass in lieu thereof and be printed.

MOFFETT, Vice Chairman.

Austin, Texas,
April 8, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred S. B. No. 340, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOFFETT, Vice Chairman.

Senator Jones submitted the following report:

Austin, Texas,
April 6, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Towns and City Corporations to whom was referred

H. B. No. 67, A bill to be entitled "An Act amending Article 1302, Chapter 1, Title 32 of the Revised Civil Statutes of the State of Texas, 1925, by adding thereto a new subdivision . . . providing for the formation of private corporations to own, lease, operate, and manage hotels, etc.; and declaring an emergency.

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

JONES, Chairman.

Senator Graves submitted the following report:

Austin, Texas,
April 7, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Counties to whom was referred H. B. No. 510, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

GRAVES, Chairman.

Senator York submitted the following report:

Austin, Texas,
April 7, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Departments and Institutions to whom was referred S. B. No. 50, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

YORK, Chairman.

Senator Chadick submitted the following report:

Austin, Texas,
April 7, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Privileges and Elections to whom was referred H. B. No. 292, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

CHADICK, Chairman.

Senator Lovelady submitted the following report:

Austin, Texas,
April 8, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Education to whom was referred S. B. No. 338, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be printed.

LOVELADY, Chairman.

Senator Vick submitted the following reports:

Austin, Texas,
April 8, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Insurance to whom was referred S. B. No. 294, have had the same under consideration, and I am instructed to report back to the Senate with recommendation that it do not pass but that the Committee substitute do pass in lieu thereof and be printed.

VICK, Chairman.

Senate Chamber,
Austin, Texas,

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Insurance to whom was referred S. B. No. 293, have had the same under consideration, and I am instructed to report back to the Senate with recommendation that it do pass with Committee amendments and be printed.

VICK, Chairman.

Senate Concurrent Resolution 42

Senator Shivers offered the following resolution:

S. C. R. No. 42, Endorsing proposal of American Association of State Highway Officials for post-war highway construction through State agencies already established.

Whereas, This Nation is engaged in an armed conflict which is straining all its physical, spiritual and financial resources; and

Whereas, It is officially stated that before the end of this struggle approximately 65,000,000 citizens will be engaged in this gigantic effort, either as members of the armed forces or in war industries and other war activities;

Whereas, In the prosecution of this war the nation has been converted from a peace-time to a war-time economy and it is deemed to be to the best interest of the State and Nation to give consideration, even while at war, to the economic dislocations which will follow termination of this struggle and to take whatever steps appear practicable to lessen the shock on the Nation's economy as the millions of citizens in military service and in war production industries return again to the pursuits of peace; and

Whereas, Unless advance plans are made to provide gainful work for these millions of citizens, widespread unemployment will follow termination of the war; and

Whereas, Because of the heavy burden of war debt it will be necessary to maintain a high level of national income so that citizens will be in a position to liquidate war obligations; and

Whereas, It is recalled that lack of proper planning resulted in the improvident expenditure of millions of dollars in work relief programs during the depression in the early 1930's and that such expenditures did not result in works of lasting benefit to the people but were, in a sense, work doles; and

Whereas, The Federal Government is contemplating the expenditures of billions of dollars for public works in the post-war years to speed a return to normalcy; and

Whereas, The American Association of State Highway Officials has pre-

sented to the Congress of the United States a proposal which contemplates the expenditure of One Billion Dollars a year for each of the three years after termination of hostilities; and

Whereas, Expenditure of funds for highway construction offers the best opportunity for providing widespread employment since approximately 80 per cent of every dollar so spent is for labor; and

Whereas, Funds expended in highway construction provide facilities of lasting benefit to the people and are a capital investment which will pay dividends over the years and speed the development of Texas agriculturally, industrially and economically; and

Whereas, The National Government is now collecting many millions of dollars in direct highway user taxes from the people of Texas, which taxes should be returned to the people of this State for needed road construction, and expended under supervision of its own road building agency; now, therefore, be it

Resolved by the Senate, the House concurring, That we approve the proposal submitted by the American Association of State Highway Officials; that the funds so authorized be expended through the regularly established State and Federal road building agencies and that no new agencies, either State or Federal, be established to supervise such expenditures; that the authorization make provision for construction of farm to market roads, in addition to the improvement of city streets and primary State highways; that the funds authorized be distributed to the States on an equitable and fixed formula so that each State will know with certainty the amount of funds it will receive and can make plans therefor; that provision be made for doing the work by the contract method on plans and specifications prepared by the States and approved by the Federal road building agency to avoid delay, waste and extravagance; that we urge the Congress to act expeditiously on this matter so that State agencies will have the opportunity to make surveys, prepare plans and specifications and accomplish other preliminary work so projects may be started with a minimum of delay following conclusion of the war; and that copies of this resolution be sent to the Texas

Congressional delegation and to Senator Kenneth McKellar, chairman of the Committee on Post Offices and Post Roads of the United States Senate, and to Representative J. W. Robinson, Chairman of the Committee on Roads of the House of Representatives.

SHIVERS,
MAURITZ,
SULAK.

The resolution was read; and by unanimous consent, it was considered immediately and was adopted.

(President pro tempore Mauritz in the Chair.)

House Bill 426 on Second Reading

On motion of Senator Lanning, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. B. No. 426, A bill to be entitled "An Act making it the duty of the county superintendent to deduct from the salary of each teacher or employee of common school districts or other school districts under his jurisdiction the so-called Federal Victory Tax and/or other taxes levied by the Federal Government upon salaries, such deductions to be made from the per capita apportioned moneys or from other funds available for payment of such salaries and to be placed in a common fund in the county depository, and to be forwarded to the proper Federal authorities when the tax or taxes are due; etc.; and declaring an emergency."

The President pro tempore laid the bill before the Senate on its second reading and passage to third reading.

The bill was read second time.

Senator Lovelady offered the following amendment to the bill:

Amend H. B. No. 426, Section I of the bill by adding the following at the end of "State" in the second line of said Section and before the word "shall," the following:

"and Superintendents of Independent School Districts."

(Senator Martin in the Chair.)

Senator Lovelady withdrew the amendment.

The bill was passed to third reading.

House Bill 426 on Third Reading

Senator Lanning moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 426 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Chadick	Moore
Cotten	Morris
Graves	Ramsey
Hazlewood	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	York

Absent—Excused

Bullock	Lemens
Fain	Spears
Formby	Winfield
Kelley	

The Presiding Officer then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Chadick	Moore
Cotten	Morris
Graves	Ramsey
Hazlewood	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	York

Absent—Excused

Bullock	Lemens
Fain	Spears
Formby	Winfield
Kelley	

(President pro tempore Mauritz in the Chair.)

House Concurrent Resolution 92

On motion of Senator Sulak, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 92, Inviting the singers of the Prairie View College to render a program for a joint session of the Legislature.

The President pro tempore laid the resolution before the Senate, and it was read and was adopted.

House Concurrent Resolution 46

On motion of Senator York, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 46, Requesting establishment of pharmacy corps in the United States Army.

The President pro tempore laid the resolution before the Senate, and it was read and was adopted.

House Bill on First Reading

The following House bill was laid before the Senate, read first time, and referred to the committee indicated:

H. B. No. 301, to Committee on Privileges and Elections.

Conference Committee on Senate Bill 18

Senator Metcalfe called S. B. No. 18 from the President's table for consideration of the House amendments to the bill.

The President pro tempore laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Metcalfe moved that the Senate do not concur in the House amendments and that a conference committee be appointed to adjust the differences between the two Houses on the bill.

The motion prevailed.

Accordingly, the President pro tempore announced the appointment of the following conferees on the part of the Senate:

Senators Metcalfe, Aikin, Lane, Morris and Lovelady.

House Concurrent Resolution 89

On motion of Senator Lovelady, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time.

H. C. R. No. 89, Inviting Bob Hope and his company to appear before a joint session of the Legislature.

The President pro tempore laid the resolution before the Senate, and it was read and was adopted.

Record of Votes

Senators Aikin, Vick, Sulak, Hazlewood, and Jones asked to be recorded as voting nay on the resolution.

Reports of Standing Committees

Senator Chadick, by unanimous consent, submitted at this time the following report:

Austin, Texas,
April 8, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Privileges and Elections to whom was referred H. B. No. 301, have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass and be printed.

CHADICK, Chairman.

House Bill 56 on Passage to Third Reading

The President pro tempore laid before the Senate, as a special order, the hour for the consideration of which had arrived, on its passage to third reading (the bill having been read second time on March 31, 1943):

H. B. No. 56, A bill to be entitled "An Act providing for the suspension of the running of the primary and principal terms of certain State leases by the School Land Board in certain instances; etc.; and declaring an emergency."

Question—Shall the bill be passed to third reading?

(President in the Chair.)

Senator Lanning moved that further consideration of the bill be postponed until next Wednesday, April 14, 1943, immediately after conclusion of the morning call and that it be made a special order for that hour.

The motion prevailed by the following vote:

Yeas—22

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalfe
Chadick	Moffett
Cotten	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Vick
Lanning	Weinert
Lovelady	York

Nays—1

Sulak

Present—Not Voting

Stone

Absent—Excused

Bullock	Lemens
Fain	Spears
Formby	Winfield
Kelley	

Report of Standing Committee

Senator Lanning, by unanimous consent, submitted at this time the following report:

Austin, Texas,
April 8, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Finance to whom was referred H. B. No. 458, have had the same under consideration, and I am instructed to report back with the recommendation that it do not pass, but that the Committee substitute do pass and be not printed.

LANNING, Chairman.

Senate Resolution 71

Senator York, by unanimous consent, offered at this time the following resolution:

Whereas, The American History class of Elgin high school, Elgin, Texas, together with Miss Clink Swart and Mrs. Paul Boethel, are now in the gallery; and

Whereas, This group of young people is interested in the study of our government and in the present as well as the past heroes of our nation; and

Whereas, It is the desire of the Senate that this group of patriotic young Americans be recognized in their educational endeavors; now, therefore, be it

Resolved, That the Senate does hereby recognize the presence of this American History class of the Elgin high school, Elgin, Texas, and their sponsors, Miss Swart and Mrs. Boethel in the gallery, and also commend this class and their sponsors for their interest; and, be it further

Resolved, That the Secretary of the Senate be instructed to furnish to the class a copy of this resolution, under his seal.

The resolution was read; and by unanimous consent, it was considered immediately and was adopted.

House Concurrent Resolution 25

The President laid before the Senate for consideration at this time:

H. C. R. No. 25, Approving H. R. No. 38 as introduced by the Honorable H. P. Fulmer, chairman of the House Agricultural Committee of the Congress of the United States.

The resolution was read and was adopted.

House Concurrent Resolution 28

The President laid before the Senate for consideration at this time:

H. C. R. No. 28, Granting Alva W. Templeman permission to sue the State of Texas.

The resolution was read and was adopted.

Message from the Governor

The following message was received, read, and referred to the Committee on Nominations of the Governor:

Austin, Texas,
April 8, 1943.

To the Senate of the Forty-eighth Legislature:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be Pilot Commissioners for the Port of Galveston and Texas City for two year terms beginning April 16, 1943 and expiring April 15, 1945:

J. H. Langben, Galveston County;

Peter M. Gengler, Galveston County;

Robert I. Cohen, Jr., Galveston County;

E. V. Rhodes, Galveston County;

A. W. Purdy, Galveston County.

To be Branch Pilots for the Port of Galveston and Texas City for two year terms expiring April 15, 1945:

E. C. Goodwin, Galveston County;

H. H. Haden, Galveston County;

E. E. Lance, Galveston County;

W. A. Leech, Galveston County;

H. D. Wetmore, Galveston County;

T. N. Wilroy, Galveston County.

Respectfully submitted,

COKE R. STEVENSON,
Governor of Texas.

House Bill 1 on Second Reading

Senator Lanning moved that the regular order of business be suspended to take up for consideration at this time:

H. B. No. 1, A bill to be entitled "An Act making an appropriation of the sum of Two Hundred and Fifty Thousand (\$250,000) Dollars, or so much thereof as may be necessary, out of the funds in the State Treasury not otherwise appropriated, to pay the contingent expenses, and to pay the mileage and per diem of Members and the per diem of officers and employees of the Regular Session of the Forty-eighth Legislature; etc.; and declaring an emergency."

Senator Aikin moved that H. B. No. 1 be set as a special order for Monday, April 12, 1943, immediately after conclusion of the morning call on that day.

Senator Metcalfe moved to table the motion of Senator Aikin.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—20

Beck	Martin
Brownlee	Metcalfe
Chadick	Moffett
Cotten	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Stone
Lanning	Weinert
Lovelady	York

Nays—4

Aikin	Sulak
Mauritz	Vick

Absent—Excused

Bullock	Lemens
Fain	Spears
Formby	Winfield
Kelley	

Question recurring on the motion of Senator Lanning, it prevailed by the following vote:

Yeas—23

Beck	Metcalfe
Brownlee	Moffett
Chadick	Moore
Cotten	Morris
Graves	Ramsey
Hazlewood	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	York
Mauritz	

Nays—1

Aikin

Absent—Excused

Bullock	Lemens
Fain	Spears
Formby	Winfield
Kelley	

The President laid the bill (H. B. No. 1) before the Senate on its second reading and passage to third reading.

The bill was read second time.

Senator Aikin offered the following amendment to the bill:

Amend H. B. No. 1 by striking out the words and figures "250,000" and insert the words and figures "\$100,000."

Senator Metcalfe moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—20

Brownlee	Lane
Chadick	Lanning
Cotten	Lovelady
Graves	Martin
Hazlewood	Metcalfe
Jones	Moffett

Moore	Stone
Morris	Vick
Ramsey	Weinert
Shivers	York

Nays—4

Aikin	Mauritz
Beck	Sulak

Absent—Excused

Bullock	Lemens
Fain	Spears
Formby	Winfield
Kelley	

The bill then was passed to third reading.

House Bill 1 on Third Reading

Senator Lanning moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 1 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Mauritz
Beck	Metcalf
Brownlee	Moffett
Chadick	Moore
Cotten	Morris
Graves	Ramsey
Hazlewood	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	York

Absent—Excused

Bullock	Lemens
Fain	Spears
Formby	Winfield
Kelley	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—22

Beck	Lane
Brownlee	Lanning
Chadick	Lovelady
Cotten	Martin
Graves	Mauritz
Hazlewood	Metcalf
Jones	Moffett

Moore	Stone
Morris	Vick
Ramsey	Weinert
Shivers	York

Nays—2

Aikin	Sulak
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Absent—Excused

Bullock	Lemens
Fain	Spears
Formby	Winfield
Kelley	

Bills and Resolutions Signed

The President signed, in the presence of the Senate, after giving due notice thereof, the following enrolled bills and resolutions:

S. C. R. No. 3, Authorizing Mae Lusk to sue the Texas Prison Board or the State of Texas, or both.

S. B. No. 130, A bill to be entitled "An Act for the purposes of releasing to the members of the Armed Forces of the United States of America and their auxiliaries and members of the Armed Forces Reserve of the United States of America and their auxiliaries all interest and penalties on State and county ad valorem taxes accruing on property listed on the tax rolls of any county in the name of such members of the Armed Forces or their auxiliaries or the Armed Forces Reserve or their auxiliaries prior to the time they joined such Armed Forces or such auxiliaries; providing that the release of such interest and penalties shall extend for the duration of World War II, and providing that the respective members of such Armed Forces and such auxiliaries shall be allowed a period not to exceed six months after the cessation of hostilities in which to pay without interest and penalty the delinquent taxes due by them; providing for the suspension of all laws and parts of laws in conflict herewith; and declaring an emergency."

S. C. R. No. 34, Authorizing J. H. Reagan to sue the State.

S. C. R. No. 32, Granting permission to Roy Parchman to sue the State in Franklin County, Texas.

S. B. No. 8, A bill to be entitled "An Act to amend Article 4740, Revised Civil Statutes of 1925; and declaring an emergency."

H. B. No. 263, A bill to be entitled "An Act repealing Chapter 422, Acts of the Regular Session of the Forty-seventh Legislature; etc.; and declaring an emergency."

H. B. No. 388, A bill to be entitled "An Act providing an open season for taking wild deer and squirrel in San Augustine and Sabine Counties; etc.; and declaring an emergency."

H. B. No. 621, Regulating fishing in Kendall County.

H. B. No. 457, A bill to be entitled "An Act providing for the control and management of the affairs of the Chappel Hill Independent School District in Madison County, Texas, to be vested in the County Board of School Trustees; etc.; and declaring an emergency."

H. B. No. 479, A bill to be entitled "An Act making it unlawful to take minnows from the waters of Trinity and Polk Counties, Texas, for purpose of sale, or for commercial purposes, or to transport minnows from Trinity and Polk Counties for purpose of sale, or to transport more than two hundred (200) minnows from Trinity and Polk Counties, or to have more than two hundred (200) minnows in any vehicle in Trinity and Polk Counties, providing a penalty; etc.; and declaring an emergency."

H. B. No. 480, A bill to be entitled "An Act providing an open season when it shall be lawful to hunt, take or kill squirrels in Trinity and Polk Counties, Texas; etc.; and declaring an emergency."

H. B. No. 347, A bill to be entitled "An Act making it lawful to take, catch or kill gars at any season in McLennan County; etc.; and declaring an emergency."

H. B. No. 415, A bill to be entitled "An Act amending Section 19, Article 118-a, the Acts of 1933, Forty-third Legislature, page 550, Chapter 180, as amended by the Acts of 1935, Forty-fourth Legislature, page 556, Chapter 238, paragraph 1, requiring all citrus fruits purchased by weight prior to packing to be weighed over public scales, and fixing the fees therefor; etc.; and declaring an emergency."

H. B. No. 429, A bill to be entitled "An Act to prohibit the killing, capturing, or taking possession of any wild fox in Lamar County for a

period of five (5) years from and after the passage of this Act."

H. C. R. No. 83, Commending men and women who served without pay on local draft boards and local rationing boards.

H. C. R. No. 85, Expressing sympathy toward the victims of Nazi religious persecution and racial hatred.

H. B. No. 36, A bill to be entitled "An Act amending Article 524, Revised Penal Code of the State of Texas, to define Sodomy and to fix the penalty therefor; etc.; and declaring an emergency."

H. B. No. 519, A bill to be entitled "An Act providing a license and permit for fishing on Medina Lake; etc.; and declaring an emergency."

H. B. No. 336, A bill to be entitled "An Act to amend Section 1, Chapter 16, S. B. No. 287, Acts of the First Called Session of the Thirty-ninth Legislature so as to provide when there is any surplus remaining after the principal and the interest is fully paid on road bonds it may be used by the County Political Subdivision of the county or any local district that has been or may hereafter be created for the purpose of construction, maintenance, and operation of certain roads and turn pikes or in the aid thereof as may be determined by the commissioners court; etc.; and declaring an emergency."

H. B. No. 314, A bill to be entitled "An Act validating consolidation of certain common school districts independent school districts and consolidated independent school districts and county line school districts, both independent and common and consolidation of such districts wherein a majority of the voters of each of the affected districts approve such a consolidation at an election held for such purpose; etc.; and declaring an emergency."

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 8, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolutions:

S. B. No. 143, A bill to be entitled "An Act to amend Title 14 of the

Revised Civil Statutes of Texas, 1925, by adding Article 307A so as to provide that law licenses shall be issued to the graduates of certain law schools who are citizens of Texas in the military service of the United States and whose military service commenced before the date set for the State Bar Examinations next following their graduation from said law schools; etc.; and declaring an emergency." (With amendments.)

H. C. R. No. 95, Granting permission to make photographic copies of certain paintings hanging in the Capitol.

S. B. No. 44, A bill to be entitled "An Act the purpose of which is to change the method for handling delinquent children from the present criminal procedure to guardianship in order to secure for each child coming within the Act such care, guidance and control as will serve the child's welfare and the best interest of the State; etc.; and declaring an emergency."

(With amendments.)

S. B. No. 159, A bill to be entitled "An Act suspending the operation of Chapter 237, Regular Session, Forty-fourth Legislature for the duration of the war."

(With amendments.)

S. B. No. 178, A bill to be entitled "An Act to amend H. B. No. 569, Chapter 317, of the Regular Session of the Forty-seventh Legislature, Acts of 1941; etc.; and declaring an emergency."

(With amendment.)

S. B. No. 188, A bill to be entitled "An Act authorizing the transfer of the title to 20 3/10 acres of land, more or less, from the Rusk State Hospital to the Texas State Railroad with full authority to lease or dispose of it as plant sites for industries located on said railroad by its board of managers, or manager; etc.; and declaring an emergency."

S. B. No. 60, A bill to be entitled "An Act conferring upon the Board of Regents of the Texas State College for Women of Texas the power of eminent domain to acquire land for the use of the College; etc.; and declaring an emergency."

S. B. No. 175, A bill to be entitled "An Act to amend Section 3, Chapter 485, Acts of the Regular Session of the Forty-seventh Legislature; etc.; and declaring an emergency."

S. B. No. 179, A bill to be entitled "An Act providing that it shall hereafter be lawful to use one dog for the purpose of trailing a wounded deer in the County of Orange; etc.; and declaring an emergency."

(With amendment.)

H. C. R. No. 27, To grant J. W. McDugald, Jr., et al, permission to sue the State.

H. C. R. No. 86, Granting Mrs. Woodie Spore permission to sue the State.

H. C. R. No. 97, Authorizing the Enrolling Clerk of the House to make certain changes in H. B. No. 638.

H. B. No. 5, A bill to be entitled "An Act repealing certain appropriations for the support and maintenance of the Adjutant General's Department as carried in S. B. No. 423 of the Forty-seventh Legislature, approved June 30, 1941, such repealed appropriations being the balances unexpended as of January 12, 1943; etc.; and declaring an emergency."

H. B. No. 8, A bill to be entitled "An Act further regulating the sale and consumption of alcoholic beverages by amending Article I, Chapter 467, Acts of the Second Called Session of the Forty-fourth Legislature; etc.; and declaring an emergency."

H. B. No. 666, A bill to be entitled "An Act making appropriations for the support, maintenance and improvement of the Eleemosynary and Reformatory Institutions of the State of Texas for the two-year period beginning September 1, 1943, and ending August 31, 1945; etc.; and declaring an emergency."

S. B. No. 144, A bill to be entitled "An Act providing for placing certain special funds in the General Revenue Fund of the State of Texas and especially transferring a portion of the surplus from the Operator's and Chauffeur's License Fund to the General Revenue Fund of the State of Texas; etc.; and declaring an emergency."

(With amendment.)

S. B. No. 199, A bill to be entitled "An Act authorizing the State; etc.; and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

House Bills on First Reading

The following House bills, received from the House today, were laid before the Senate, read first time and referred to the committees indicated:

H. B. No. 8, to Committee on Criminal Jurisprudence.

H. B. No. 5, to Committee on Finance.

H. B. No. 666, to Committee on Finance.

Adjournment

Senator Lane moved that the Senate adjourn until 10:00 o'clock a. m., Monday, April 12, 1943.

Senator Sulak moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

Senator Morris moved that Senate recess to 2:30 o'clock p. m. today.

Question first recurring on the motion of Senator Lane, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—15

Brownlee	Lovelady
Chadick	Martin
Cotten	Metcalfe
Graves	Ramsey
Hazlewood	Shivers
Jones	Weinert
Lane	York
Lanning	

Nays—8

Aikin	Moore
Beck	Morris
Mauritz	Stone
Moffett	Sulak

Present—Not Voting

Vick

Absent—Excused

Bullock	Lemens
Fain	Spears
Formby	Winfield
Kelley	

The Senate, accordingly, at 12:20 o'clock p. m., adjourned until 10:00 o'clock a. m., Monday, April 12, 1943.

In Memory of
Dr. J. W. McComb

Senator Lanning offered the following resolution:

(Senate Resolution 70)

Whereas, On April 1, 1943, Dr. J. W. McComb of Jacksboro, Texas, passed away at his home in that city; and

Whereas, He was born November 11, 1849, in Miller County, Missouri, moving to Texas when only three years of age; and

Whereas, The greater part of Dr. McComb's life was devoted to public service, he having ably served in the House of Representatives from the 109th District, during the Thirty-fourth and Thirty-fifth Legislatures; and

Whereas, Dr. McComb was a man of courage and was ever ready to prosecute his convictions. He was courteous and true, and his passing is a distinct loss to his community, to his State and to the Nation; now, therefore, be it

Resolved, That the Senate of Texas express to his family our deepest and sincerest sympathy in this hour of great sorrow, and that a copy of this resolution be sent to the family; and when the Senate adjourns today, it do so in honor of the memory of this distinguished citizen.

LANNING.

The resolution was read and was adopted unanimously.